

HUSCH BLACKWELL

190 Carondelet Plaza, Suite 600
St. Louis, MO 63105
Main: 314.480.1500
Fax: 314.480.1505

November 15, 2010

Via E-Mail

Thomas F. Fleming
Kaye Scholer LLP
425 Park Avenue
New York, NY 10022-3598

Amy J. Mauser
Boies, Schiller & Flexner LLP
5301 Wisconsin Avenue, N.W.
Washington, D.C. 20015

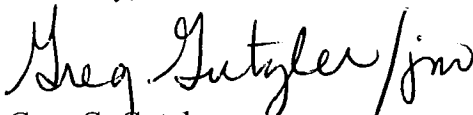
**Re: *Monsanto Co. vs. E.I. DuPont de Nemours & Co.*, Case No. 09-CIV-
0686-ERW (E.D. Mo.)**

Dear Tom and Amy:

In reviewing your document production, we were unable to locate an unredacted copy of Pioneer's memorandum in support of its motion for partial summary judgment filed in the case of Pioneer Hi-Bred Int'l, Inc. v. Ottawa Plant Food, Inc., in the United States District Court for the Northern District of Iowa, Western Division, Case No. C 98-4016-MWB. Pioneer has already agreed to produce this memorandum. See 09/10/10 Pioneer's Response to Request #5 of Monsanto's Third Request for Production of Documents. Please promptly produce a copy.

In a letter to you dated August 23, 2010, we also discussed in detail your deficient response to Interrogatory #2. You have not corrected any of the deficiencies identified in our letter concerning that interrogatory. Please supplement your response immediately or we will seek relief from the Court. I am available for a call anytime in the next two days. Please call or email to indicate your availability in the next two days.

Sincerely,


Greg G. Gutzler

Attachments: SLC-#6223199-v1-Gutzler_letter_to_Fleming_and_Mauser.PDF

From: Gutzler, Greg
Sent: Monday, November 15, 2010 10:46 AM
To: 'Fleming, Thomas'; 'amauser@BSFLLP.com'; 'Rosenthal, John J.'; 'Standish, Gail J.'
Cc: McCarthy, Monica
Subject: Discovery letter

Amy and Tom,

Please see the attached. Additionally, please let me know when you have a few minutes to discuss in the next few days.

Thanks,

Greg